

**Board of Selectmen**

**April 13, 2022**

**Present:** Richard C. Edwards, Chair; Mark P. Duffy; Kenneth G. Fifield; and Toni Bodah, Secretary.

Mr. Edwards called the posted meeting to order at 5:45 p.m. **Mr. Duffy moved to enter Non Public Session under RSA 91-A:3, II (a). Mr. Fifield seconded the motion. Roll call vote: Mr. Fifield – ‘aye’; Mr. Duffy – ‘aye’; Mr. Edwards – ‘aye’. The motion passed 3-0, and the Board immediately entered Non Public Session.**

The Board returned to public session at 6:05 p.m. During the immediately preceding Non Public Session, the Board authorized an increase to \$81,286.57/year for Dino Scala. **Mr. Duffy moved to enter Non Public Session under RSA 91-A:3, II (a). Mr. Fifield seconded the motion. Roll call vote: Mr. Fifield – ‘aye’; Mr. Duffy – ‘aye’; Mr. Edwards – ‘aye’. The motion passed 3-0, and the Board immediately entered Non Public Session.**

The Board returned to public session at 6:14 p.m. During the immediately preceding Non Public Session, the Board adopted a wage line for Parks & Rec parttime staff. **Mr. Fifield moved to enter Non Public Session under RSA 91-A:3, II (a). Mr. Duffy seconded the motion. Roll call vote: Mr. Fifield – ‘aye’; Mr. Duffy – ‘aye’; Mr. Edwards – ‘aye’. The motion passed 3-0, and the Board immediately entered Non Public Session.**

The Board returned to public session at 6:16 p.m. During the immediately preceding Non Public Session, the Board voted to authorize an increase for Matt Place to Step 7 (\$12.96/hour). **Mr. Fifield moved to enter Non Public Session under RSA 91-A:3, II (a). Mr. Duffy seconded the motion. Roll call vote: Mr. Fifield – ‘aye’; Mr. Duffy – ‘aye’; Mr. Edwards – ‘aye’. The motion passed 3-0, and the Board immediately entered Non Public Session.**

The Board returned to public session at 6:17 p.m. During the immediately preceding Non Public Session, the Board voted to authorize an increase for Mattison Ward to Step 7 (\$12.96/hour). **Mr. Fifield moved to enter Non Public Session under RSA 91-A:3, II (a). Mr. Duffy seconded the motion. Roll call vote: Mr. Fifield – ‘aye’; Mr. Duffy – ‘aye’; Mr. Edwards – ‘aye’. The motion passed 3-0, and the Board immediately entered Non Public Session.**

The Board returned to public session at 6:19 p.m. During the immediately preceding Non Public Session, the Board voted to authorize an increase for Priscilla Colbath to \$16.01/hour. **Mr. Duffy moved to enter Non Public Session under RSA 91-A:3, II (a). Mr. Fifield seconded the motion. Roll call vote: Mr. Fifield – ‘aye’; Mr. Duffy – ‘aye’; Mr. Edwards – ‘aye’. The motion passed 3-0, and the Board immediately entered Non Public Session.**

The Board returned to public session at 6:21 p.m. During the immediately preceding Non Public Session, the Board voted to authorize an increase for Emily Hope to \$16.78/hour. **Mr. Duffy moved to enter Non Public Session under RSA 91-A:3, II (a). Mr. Fifield seconded the motion. Roll call vote: Mr. Fifield – ‘aye’; Mr. Duffy – ‘aye’; Mr. Edwards – ‘aye’. The motion passed 3-0, and the Board immediately entered Non Public Session.**

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The Board returned to public session at 6:24 p.m. During the immediately preceding Non Public Session, the Board voted to authorize an increase for Arlene Fogg to \$23.42/hour. **Mr. Fifield moved to enter Non Public Session under RSA 91-A:3, II (a). Mr. Duffy seconded the motion. Roll call vote: Mr. Fifield – ‘aye’; Mr. Duffy – ‘aye’; Mr. Edwards – ‘aye’.** The motion passed 3-0, and the Board immediately entered Non Public Session.

The Board returned to public session at 6:35 p.m. During the immediately preceding Non Public Session, the Board voted on a payment procedure relating to Lt. Chris Waldron’s upcoming military obligations. **Mr. Fifield moved to enter Non Public Session under RSA 91-A:3, II (a). Mr. Duffy seconded the motion. Roll call vote: Mr. Fifield – ‘aye’; Mr. Duffy – ‘aye’; Mr. Edwards – ‘aye’.** The motion passed 3-0, and the Board immediately entered Non Public Session.

The Board returned to public session at 6:42 p.m. During the immediately preceding Non Public Session, the Board voted to authorize an increase for Mike Laughy to \$24.52/hour and to establish a separate wage line for the position of Road Agent. **Mr. Duffy moved to enter Non Public Session under RSA 91-A:3, II (a). Mr. Fifield seconded the motion. Roll call vote: Mr. Fifield – ‘aye’; Mr. Duffy – ‘aye’; Mr. Edwards – ‘aye’.** The motion passed 3-0, and the Board immediately entered Non Public Session.

The Board returned to public session at 6:56 p.m. During the immediately preceding Non Public Session, the Board voted to authorize an increase for Seth Garland to \$29.42/hour. The Board moved to the conference room. At 7 p.m. Mr. Edwards led those present in the Pledge of Allegiance. Those present included Larry Moody; Brock Mitchell, DPW Director; and Relf Fogg.

### **1. Appointments**

**a) Larry Moody** – Mr. Moody referred to run-off that flows onto his property, then onto Town property, then into the lake. Mr. Edwards referred to photographs provided by Mr. Moody of the area and stated that the issue will be addressed during the overall Bonnyman Road construction project. Mr. Moody advised that several years ago a Town 1-ton went off the edge of the road creating a gutter, which situation was never addressed, although Mr. Moody has alerted Mr. Mitchell. The water eventually runs down the steps and into the lake. This did not happen until the town truck went off the side of the road and created a gutter. This was 3 years ago and nothing has been done. Mr. Fifield again stated this would be addressed as part of the new plan. Mr. Moody suggested a temporary fix.

Mr. Mitchell stated that the steps to which Mr. Moody refers were built as infiltration steps, allowing slow flow of water. However, until the road gets fixed, water will continue to flow. The current design allows water to flow into 6” of stone and into an infiltration system. He cannot do much until we can fix the entire road. Every time we have tried to work on Bonnyman Road, we encounter issues. Mr. Mitchell anticipates receipt of a final plan by the end of next week, which will address all drainage.

Mr. Moody suggested diverting the water now. Mr. Edwards displayed photographs of the area taken today. No silt is in evidence; rather there is moss. A culvert area can be seen, which will be addressed. Discussion of ownership of the culvert followed. Mr. Fifield questioned whether it is worth considering a temporary fix. Mr. Duffy referred to the uphill battle experienced in trying to address Bonnyman Road; however, he agreed a temporary fix might not be unreasonable.

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Mr. Mitchell stated he could apply some cold patch; however, that will cause the water to fill up a neighbor's driveway. Mr. Edwards advised Mr. Moody that Mr. Mitchell will attempt to alleviate the issue if it is feasible; however, all issues are part of the overall plan.

In response to Mr. Duffy's comment about the uphill battle, Mr. Moody noted that he has been there for 32 years (as owner) and is not aware of any effort made by the Town to address Bonnyman Road. Mr. Duffy stressed that he dealt with Bonnyman Road during his first 12 years as Selectman, and he is dealing with it again. He anticipates that efforts will be made to undermine the current effort.

Mr. Mitchell stated that the Town has a right-of-way (over Bonnyman Road), the boundaries of which have now been established through a survey. Mr. Fifield added that the Town did a survey, is developing a plan and will try to establish a permanent road addressing existing issues.

**b) Conservation Commission re: Harmony Drive RFP** – The Commission received 3 responses to the RFP as follows: Relf Fogg @ \$37,350; JM Dirt Works @ \$34,069 (for a portion of the project only); and PS Grading @ \$105,000 (includes 4 phases). The Commission has reviewed the proposals and has voted to recommend the Board award the project to Relf Fogg @ \$37,350. **Mr. Fifield moved to award the project to Relf Fogg @ \$37,350, as recommended by the Conservation Commission. Mr. Duffy seconded the motion.** Mr. Edwards stated that since the review process was approved by Town Counsel and is transparent, he is in support. **The motion then passed 3-0.** Mr. Fogg advised the project will include 2 stalls in a 16x16 frame for a privy on a concrete slab, ADA accessible. The privy was approved by the subsurface bureau of DES. The cost of the project will be paid from the Conservation Fund, and construction could start within 2 weeks.

### **2. Unscheduled Matters/Public Comment #1** - None forthcoming.

### **3. Unfinished Business**

**a) SRT Grant** – Acceptance of this grant was previously approved by the Board. The paperwork is available for the Chair to execute. **Mr. Duffy moved to authorize the Chair to execute the SRT Grant paperwork as presented. Mr. Fifield seconded the motion, which passed 3-0.**

### **4. New Business**

**a) RFP for Septage Pumping** – The Board opened 2 bids as follows: Lakes Region Septic @ \$0.23/gallon; and Mike McKenna Septic LLC @ \$0.20/gallon. Lakes Region indicates there will be no charge for lab analysis at South Berwick; McKenna Septic indicates they will cover any cost for lab analysis. Much discussion followed. **Mr. Duffy moved to award the project to Mike McKenna Septic LLC at the rate of \$0.20/gallon. Mr. Fifield seconded the motion, which passed 3-0.** Mr. Edwards noted it is a difficult decision as both bidders are local, reputable and supportive of the community.

**b) Revised Wage Line for Camp Counselors** – This wage line was approved earlier this evening during Non Public Session #2.

**c) Facilities Use Agreement** – The Heritage Commission has recommended that Robert Brett be approved to utilize the Spinney Meeting House one day per week during the summer in exchange for interior cleaning and grounds maintenance. **Mr. Fifield moved to approve this use as recommended by the Heritage Commission and to waive the associated monetary fee. Mr. Duffy seconded the motion, which passed 3-0.**

**5. Proposed Capital Reserve Fund Expenditures**

**a) Police Vehicle CRF \$33,533.35** – Mr. Duffy moved to approve this expenditure as presented. **Mr. Fifield seconded the motion, which passed 3-0.**

**6. Correspondence**

**a) Richard Twombly Resignation** – Mr. Twombly has submitted his resignation from the Transfer Station, effective as of April 11, 2022. **Mr. Duffy moved to accept the resignation of Richard Twombly. Mr. Fifield seconded the motion, which passed 3-0.** Mr. Mitchell noted that Mr. Twombly has indicated his willingness to haul cans for the Town on Friday's until the Town can make other arrangements. **Mr. Fifield moved to change the status of Richard Twombly from fulltime to part-time, rather than accepting his resignation. Mr. Duffy seconded the motion, which passed 3-0.** The Board is appreciative of Mr. Twombly's willingness to assist.

**7. Unscheduled Matters/Public Comment #2**

--Mr. Fogg asked about the next move for the Harmony Drive project. Mr. Edwards stated the project goes back to the Conservation Commission. A warrant will be required (by the Commission) in order to cut a check for the initial payment. Discussion followed as to the difficulty in sitting a quorum at a Commission meeting. Mr. Fogg advised that the Commission has voted to recommend that the Board approve David Silcocks as an alternate member. **Mr. Duffy moved to appoint David Silcocks as an alternate member of the Conservation Commission for a term through March 2025, as recommended by the Conservation Commission. Mr. Fifield seconded the motion, which passed 3-0.**

**8. Administrative Matters**

**a) Town Administrator's Update** - No update was available given Mr. Scala's absence this evening. However, Mr. Edwards noted that Wakefield is in good shape as far as COVID cases go, with Barbara Schnurbush continuing to supply updates each day.

**b) Building Permit Releases** – None forthcoming.

**c) Fire Chief and Deputy Appointments** – These positions require annual appointments. **Mr. Duffy moved to appoint Todd Nason as Fire Chief and Rhodes Haskell as Deputy Fire Chief. Mr. Fifield seconded the motion, which passed 3-0.**

**d) Payment Manifests** – Mr. Duffy moved to approve PR #7 in the amount of \$91,591.81. Mr. Fifield seconded the motion, which passed 3-0.

**Mr. Fifield moved to approve AP #10 in the amount of \$876,236.37. Mr. Duffy seconded the motion, which passed 3-0.**

**e) Minutes** – Mr. Duffy moved to approve the public minutes of March 23 and 29, 2022, as presented. Mr. Fifield seconded the motion, which passed 3-0.

Mr. Duffy moved to approve the non public minutes of March 23, 2022, #'s 1,2 & 3, as presented. Mr. Edwards seconded the motion, which passed 2-0-1 (Mr. Fifield abstaining).

Mr. Duffy moved to approve the non public minutes of March 23, 2022, #'s 4,5,6,7 & 8, as presented. Mr. Fifield seconded the motion, which passed 3-0.

**f) Selectmen's Work Session**

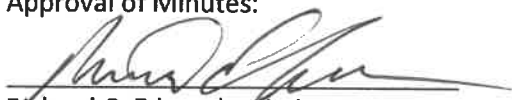
Mr. Edwards noted the Board had a good meeting regarding fireworks. He is working presently with Brock Mitchell regarding a plan for the new DPW building, and he believes we will see lower numbers than approved. Mr. Duffy asked whether there is a fine for setting off fireworks in Town. Mr. Fifield advised there is and has been enforced. He added that the fine can be hefty and material can be confiscated. The Police Department uses much discretion before getting to that level. Most people comply when spoken to. An individual can be charged under State statute. Mr. Fifield is unsure whether the Town receives any portion of the fine, noting most go to the State. Mr. Duffy advised that some landlords will be drafting letters to their tenants regarding fireworks being illegal.

Mr. Fifield suggested that a letter of appreciation be sent to Priscilla Colbath for all her services to the Town over the years.

**Mr. Duffy moved to adjourn at 8:09 p.m. Mr. Fifield seconded the motion, which passed 3-0.**

Respectfully submitted,  
Toni Bodah, Secretary

Approval of Minutes:

  
Richard C. Edwards, Chair

  
Mark P. Duffy

  
Kenneth G. Fifield